

RECEIVED
MAR 19 2008
PUBLIC SERVICE
COMMISSION

March 18, 2008

Hon. Virginia W. Gregg
Kentucky Public Service Commission
211 Sower Blvd., PO Box 615
Frankfort, KY 40602-0615

RE: Case No. 2007-00404

Dear Virginia,

I have finally received all of the information requested by Staff at the informal conference in the above case. With respect to Irby's safety training conducted after the accident, I am enclosing an email from Irby and three sign up sheets for the four safety training classes held after the accident.

With respect to EKPC's bid qualifications relating to safety pre-accident, Contractors were pre-qualified, but safety was examined separately. Safety performance and histories were requested with a construction bid on a periodic basis. This information was used as a part of the bid evaluation process and to identify contractors with poor safety performance. Poor safety performance would keep a Contractor from being added to the bidder list. Safety histories were updated on a three to five year basis, or sooner if poor safety performance was discovered. All prospective contractors were required to submit a 5-year safety history and other related safety information.

Post-accident, Contractors are "pre-qualified" before they can be added to EKPC's approved bidders list. Pre-qualification is based not only on the Contractors demonstrated ability, experience, quality of work and technical qualifications, but also their safety history and safety performance. Poor safety performance will keep a Contractor from being added to the "pre-qualified" bidder list, and can result in their removal. Safety histories are updated on a three to four year basis, or sooner if poor safety performance is discovered. All prospective contractors are required to submit a 5-year safety history and other related safety information. This safety information is requested in the "Bidder's Qualification Form" and is weighed heavily in the evaluation of contractors seeking to be added to the EKPC approved contractors bid list.

For both pre and post-accident procedure, Article IV, Section 1 of the Contract between EKPC and the Contractor requires the Contractor to “take all reasonable precautions for the safety of employees on the work and of the public, and shall comply with all applicable provisions of federal, state, and local laws, rules, and regulations and building and construction codes, in addition to the safety rules and procedures of the Owner”. Spot field inspections are and have always been conducted to confirm that the contractor is complying with the terms of the Contract between them and EKPC which requires adherence to safe work practices and appropriately managed work sites.

Please feel free to contact me if you have any further questions or need any further information.

Very truly yours,


Sherman Goodpaster III
Senior Corporate Counsel

SG/tc
Enclosure

Vernon Shearer

From: Berry, Greg [greg.berry@irbyconst.com]
Sent: Wednesday, January 16, 2008 8:44 AM
To: Vernon Shearer
Subject: FW: Sign-in sheets for KY



HP_Scann.pdf



ATT522929.txt

Vernon,

Attached are the documents you requested. Please disregard the last page.

The Safety Code of Conduct is an orientation program here at Irby. The OSHA 10 hour T & D is an OSHA class that covers the Transmission and Distribution industry.

I hope this e-mail finds you well. Have a good day. .

Greg Berry
Director of Safety and Training
Irby Construction Company

-----Original Message-----

From: administrator@irbyconst.com [mailto:administrator@irbyconst.com]
Sent: Tuesday, January 15, 2008 1:33 PM
To: Berry, Greg; Tarazona, Maritza
Subject: Sign-in sheets for KY

Please open the attached document.
This document was sent to you using an HP Digital Sender.

Sent by: <administrator@irbyconst.com>
Number of pages: 5
Document type: B/W Document
Attachment File Format: Adobe PDF

To view this document you need to use the Adobe Acrobat Reader.
For free copy of the Acrobat reader please visit:

<http://www.adobe.com>

For more information on the HP Digital Sender please visit:

<http://www.digitalsender.hp.com>

Class Attendance Sign-In

Wednesday, June 13, 2007, 9:34 AM

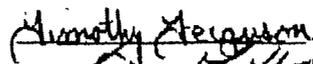
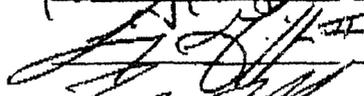
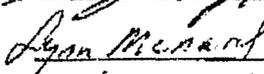
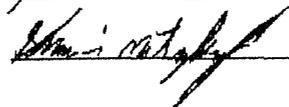
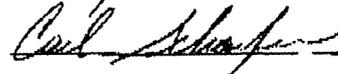
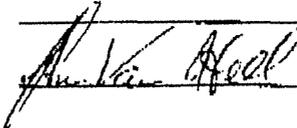
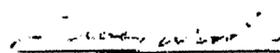
Course Title: Safety Code of Conduct

Class Date/Time: 06/14/2007 / 7:00AM - 8:00AM

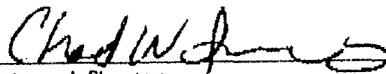
Instructor: Ivie, Chad

Location: 1347 - East Kentucky Coop.

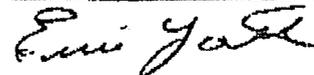
Students: 13

Student Name	Department	Signature	Status
Ferguson, Timothy	1347 - EKPC		Scheduled
Griffin, II, Lanny	1347 - EKPC		Scheduled
Griffin, Lanny	1347 - EKPC		Scheduled
Menard, Lynn	1347 - EKPC		Scheduled
Metzdorf, Shawn	1347 - EKPC		Scheduled
Mills, Michael	1347 - EKPC		Scheduled
Mullins, Sr., Robert	1347 - EKPC		Scheduled
Rhinehart, Lee	1347 - EKPC		Scheduled
Schaefer, Carl	1347 - EKPC		Scheduled
Tolbert, George	1347 - EKPC		Scheduled
Van Heel, John	1347 - EKPC		Scheduled
Williams, Willie	1347 - EKPC		Scheduled
Woods, Tracy	1347 - EKPC		Scheduled

Ernie Yohts



Instructor's Signature



Class Attendance Sign-In

Wednesday, June 13, 2007, 4:34 AM

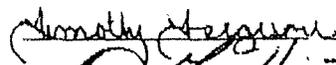
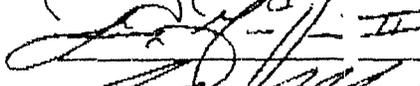
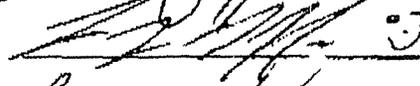
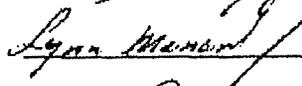
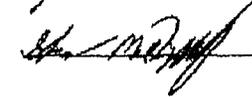
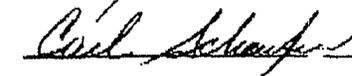
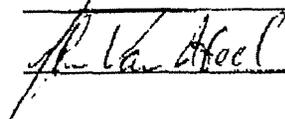
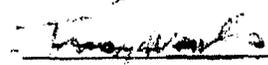
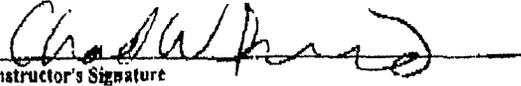
Course Title: OSHA-10 HOUR T & D

Class Date/Time: 06/15/2007 / 6:00AM - 5:00PM

Instructor: Ivie, Chad

Location: 1347 - East Kentucky Coop.

Students: 13

Student Name	Department	Signature	Status
Ferguson, Timothy	1347 - EKPC		Scheduled
Griffin, II, Lanny	1347 - EKPC		Scheduled
Griffin, Lanny	1347 - EKPC		Scheduled
Menard, Lynn	1347 - EKPC		Scheduled
Metzdorf, Shawn	1347 - EKPC		Scheduled
Mills, Michael	1347 - EKPC		Scheduled
Mullins, Sr., Robert	1347 - EKPC		Scheduled
Rhinehart, Lee	1347 - EKPC		Scheduled
Schaefer, Carl	1347 - EKPC		Scheduled
Tolbert, George	1347 - EKPC		Scheduled
Van Heel, John	1347 - EKPC		Scheduled
Williams, Willie	1347 - EKPC		Scheduled
Woods, Tracy	1347 - EKPC		Scheduled
Ernie Yonts			
Instructor's Signature			

Class Attendance Sign-In

Wednesday, June 13, 2007, 9:34 AM

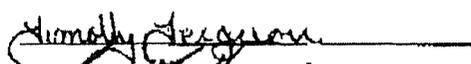
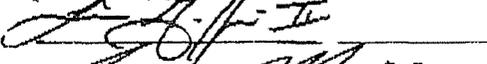
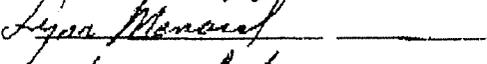
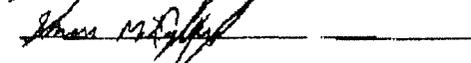
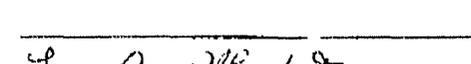
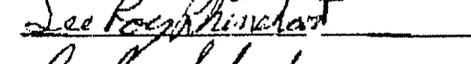
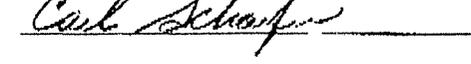
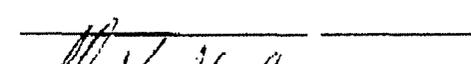
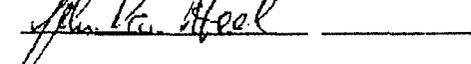
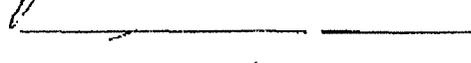
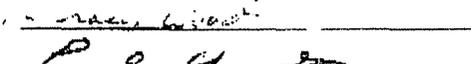
Course Title: CPR

Class Date/Time: 06/14/2007 / 8:00AM - 12:00PM

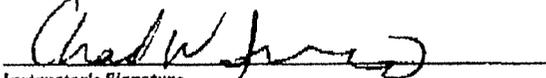
Instructor: Ivie, Chad

Location: 1347 - East Kentucky Coop.

Students: 13

Student Name	Department	Signature	Status
Ferguson, Timothy	1347 - EKPC		Scheduled
Griffin, II, Lanny	1347 - EKPC		Scheduled
Griffin, Lanny	1347 - EKPC		Scheduled
Menard, Lynn	1347 - EKPC		Scheduled
Metzdorf, Shawn	1347 - EKPC		Scheduled
Mills, Michael	1347 - EKPC		Scheduled
Mullins, Sr., Robert	1347 - EKPC		Scheduled
Rhinehart, Lee	1347 - EKPC		Scheduled
Schaefer, Carl	1347 - EKPC		Scheduled
Tolbert, George	1347 - EKPC		Scheduled
Van Heel, John	1347 - EKPC		Scheduled
Williams, Willie	1347 - EKPC		Scheduled
Woods, Tracy	1347 - EKPC		Scheduled

Ernie Youts



Instructor's Signature



Class Attendance Sign-In

Wednesday, June 13, 2007, 9:34 AM

Course Title: FIRST AID & BLOOD BORNNE PATHOGENS

Class Date/Time: 06/14/2007 / 1:00PM - 4:00PM

Instructor: Ivie, Chad

Location: 1347 - East Kentucky Coop.

Students: 13

Student Name	Department	Signature	Status
Ferguson, Timothy	1347 - EKPC		Scheduled
Griffin, II, Lanny	1347 - EKPC		Scheduled
Griffin, Lanny	1347 - EKPC		Scheduled
Menard, Lynn	1347 - EKPC		Scheduled
Metzdorf, Shawn	1347 - EKPC		Scheduled
Mills, Michael	1347 - EKPC		Scheduled
Mullins, Sr., Robert	1347 - EKPC		Scheduled
Rhinehart, Lee	1347 - EKPC		Scheduled
Schaefer, Carl	1347 - EKPC		Scheduled
Tolbert, George	1347 - EKPC		Scheduled
Van Heel, John	1347 - EKPC		Scheduled
Williams, Willie	1347 - EKPC		Scheduled
Woods, Tracy	1347 - EKPC		Scheduled

Ernie Yonts

Instructor's Signature